

PATENT Customer No. 22,852 Attorney Docket No. 4329.3082-00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| In re Application of:  |                                  |
|--|----------------------------------|
| Shingo TANAKA  | Group Art Unit: 2681             |
| Application No.: 10/607,235                                      | Examiner: Unknown                |
| Filed: June 27, 2003   |                                  |
| For: TRANSMISSION APPARATUS, METHOD AND COMPUTER PROGRAM PRODUCT | ,<br>Confirmation No.: 5861<br>) |

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

## SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), Applicant brings to the attention of the Examiner the documents on the attached listing. This Information Disclosure Statement (IDS) is being filed, to the undersigned's knowledge, before the mailing date of a first Office Action on the merits for the above-referenced application. This IDS supplements the IDS filed June 27, 2003.

Copies of the listed foreign documents are attached. Applicant also submits English language Abstracts for the foreign documents. In addition, Applicant submits a copy of a "Notification of Reasons for Rejection" issued by the Japanese Patent Office in a counterpart application, as well as an English translation of the Notification, citing the non-English documents and indicating their relevance.

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Applicant respectfully requests that the Examiner consider the listed documents

and indicate that they were considered by making appropriate notations on the attached

form.

This submission does not represent that a search has been made or that no

better art exists and does not constitute an admission that each or all of the listed

document is material or constitutes "prior art." If the Examiner applies the documents

as prior art against any claim in the application and Applicant determines that the cited

documents do not constitute "prior art" under United States law, Applicant reserves the

right to present to the U.S. Patent and Trademark Office the relevant facts and law

regarding the appropriate status of the documents.

Applicant further reserves the right to take appropriate action to establish the

patentability of the disclosed invention over the listed documents, should one or more of

the documents be applied against the claims of the present application.

If there is any fee due in connection with the filing of this Statement, please

charge the fee to our Deposit Account No. 06-0916.

Respectfully submitted,

FINNEGAN, HENDERSON, FARABOW,

GARRETT & DUNNER, L.L.P.

Dated: October 5, 2005

Reg. No. 53,056

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| IDS Form PTO/SB/08: Substitute for form 1449A/PTO |                     |               | Complete if Known    | OCT 05                | 2005          | ,,,<br>,,, |    |             |
|   |                     |               |                      | Application Number    | 10/607,235    | <u>.</u>   | Ë  | <i>:[</i> ] |
| INF   | ORMATION D          | ISCLOSU       | RE                   | Filing Date           | June 27, 2003 | A.         | 30 | 7           |
| STATEMENT BY APPLICANT                            |                     |               | First Named Inventor | Shingo TANAKA         | FRAI          |            |    |             |
| 317   | ALLIMENT DI         | AFFLICA       |                      | Art Unit              | 2681          |            |    |             |
|   | (Use as many sheets | as necessary) |                      | Examiner Name         | Unknown       |            |    |             |
| Sheet   | 1                   | of            | 1                    | Attomey Docket Number | 4329.3082-00  |            |    |             |

|               | U.S. PATENTS AND PUBLISHED U.S. PATENT APPLICATIONS |  |                                |                             |   |  |  |
|---------------|---|--|--------------------------------|-----------------------------|---|--|--|
| Examiner Cite |   |  | Issue or                       | Name of Patentee or         | Pages, Columns, Lines, Where                    |  |  |
| Initials No.  |   | Number-Kind Code <sup>2</sup> (if known) | Publication Date<br>MM-DD-YYYY | Applicant of Cited Document | Relevant Passages or Relevant<br>Figures Appear |  |  |
|               |   |  |                                |                             |   |  |  |
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|               |   | <u>.</u> , ,,                            |                                |                             |   |  |  |

Note: Copies of the U.S. Patent Documents are not Required in IDS filed after October 21, 2004

| FOREIGN PATENT DOCUMENTS |                          |   |                                |  |  |                          |
|--------------------------|--------------------------|---|--------------------------------|--|--|--------------------------|
| Examiner<br>Initials     | Cite<br>No. <sup>1</sup> | Foreign Patent Document  Country Code <sup>3</sup> Number <sup>4</sup> Kind Code <sup>5</sup> ( <i>if known</i> ) | Publication Date<br>MM-DD-YYYY | Name of Patentee or<br>Applicant of Cited Document | Pages, Columns, Lines,<br>Where Relevant<br>Passages or Relevant<br>Figures Appear | Translation <sup>6</sup> |
|                          |                          | JP 2001-168940  | 06/22/2001                     | Shuji OTSUKA                                       |  | Abstract                 |
|                          |                          | JP 10-98605   | 04/14/1998                     | Masaya KONDO et al.                                |  | Abstract                 |
|                          |                          | JP 5-83324  | 04/02/1993                     | Masanori YASUDA                                    |  | Abstract                 |
|                          |                          | JP 6-276253   | 09/30/1994                     | Wataru SATO  |  | Abstract                 |
|                          |                          | JP 9-190306   | 07/22/1997                     | Yasushi MOCHIZUKI                                  |  | Abstract                 |
|                          |                          |   |                                |  |  |                          |

| NON PATENT LITERATURE DOCUMENTS |   |   |  |  |
|---------------------------------|---|---|--|--|
| Cite<br>No. <sup>1</sup>        | Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published. | Translation <sup>6</sup>  |  |  |
|                                 | Notification of Reasons for Rejection, dated July 12, 2005, issued by Japanese Patent Office in Japanese application no. 2002-191195 and English translation thereof  |   |  |  |
|                                 |   |   |  |  |
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|                                 |   |   |  |  |
|                                 |   | Cite No.1 Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.  Notification of Reasons for Rejection, dated July 12, 2005, issued by Japanese Patent Office in Japanese |  |  |

| Examiner  | Dat | ate       |  |
|-----------|-----|-----------|--|
| Signature | Cor | onsidered |  |
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EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.